

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

GBEKE MICHAEL AWALA,  
Plaintiff,

v.

U.S. DEPARTMENT OF STATE  
INTERNATIONAL CHILD  
ABDUCTION et al.

Civil No. 05-368-KAJ

APPLICATION TO PROCEED IN FORMA PAUPERIS

AND NOW ~~What???~~ the Court had already granted the in ~~the~~ **FILED**  
in the above captioned matter, expecially been one of the very first  
Civil Cases filed by the Plaintiff in this court alleging the suit  
aganist the defendants, including their policies, practices, and proc-  
edures used on Plaintiff, when it heard about the case and their  
failure to take care, it is well settled that the conduct of the defen-  
dants as more described on records. Said directly participated in the  
perpetuation of the illegal practices of racial discrimination. Thus,  
if the court wishes to reassess the plaintiff's privilege to proceed  
in forma pauperis, they court may do so. In support thereof the Plain-  
tiff satates as follows:

Plaintiff Gbeke Michael Awala, Fed. No. 82074-054, is a Pro  
Se litigant who currently is incarcerated at the Federal Detention  
Center Philadelphia (FDC), in Philadelphia, plaintiff filed this act-  
ion pursuant to 42 U.S.C. Section 1983 and requested leave to proceed  
in forma pauperis pursuant to 28 U.S.C. Section 1915..

The Court in applying its standard of review may then screen the Plaintiff's in forma pauperis claim pursuant to the provisions of Section 1915(e)(2)(B)-1915A(b)(1). The Court should grant the Plaintiff's application based on the information submitted herein in his prisoner's trust Account statement for past six Months.

The Court should agree with the plaintiff that this Court entered Judgment in its criminal Case should not be counted so as to deny pauper or preclude the Plaintiff from continuing its civil rights petition--meaning that any opinion that if the Plaintiff is successful would necessarily imply the invalidity of the plaintiff's conviction and sentence. See Heck v. Humphrey, 512 U.S. 477(1994). However, the Court should set aside the Heck's theory and review and consider the merits in the case thereof and should consider the Heck's case and its following precedents to be at odds not allowing the Civil case and therefore required to give way. See U.S. v. LaBonte, 137 L.Ed.2d 1001(1997)('to be at odds with plain language of Title., and thus required to give way). Here, the Plaintiff states that if the court used the Heck case to disturb the Plaintiff it then indeed must be found to be at odds with the provisions of Title 42 U.S.C. Section 1983, and thus must therein give way so that the Plaintiff can be heard.

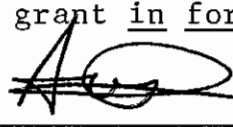
The Court is to finally screen the case and consider other cases filed by the Plaintiff in other courts that may be against the plaintiff's interest to be consider under in forma pauperis, nevertheless the court should use its discretion in a manner consistent with fair play and decency and/or reduments of justice.

The court should acknowledge what is been done upon the Plaintiff's case---for he his a Citizen of the United States, and so I implore the court to permit me to speak.

WHEREFORE, Plaintiff prays for relief as follows:

1. That the Court determine and enter judgment declaring that the acts and omissions of Defendants, as set forth above, violate rights secured to Plaintiff by the Fifth and Fourteenth Amendments to the United States Constitution, and 42 U.S.C. Sections 1981, 1982, 1983 and 1985.
2. That the Court award general damages to Plaintiff in excess of Eight Million Dollars (\$8,000,000.00);
3. That the Court award punitive damages to Plaintiff in this action, including reasonable provisions for Plaintiff's attorney's fees;
4. That Defendants be required to pay all costs in connection with zealous delivering of American Citizens in Africa stopped from reentering the United States with great silence;
5. As a direct and proximate result of the above-described actions as well those well pleaded on records, Plaintiff wants the Defendant to fund him in its search for his biological Mothers whereabouts.
6. That the Court grant such further and additional relief that it deems appropriate. Most Notably, grant in forma pauperis.

Dated. 5/21, 2006.

  
\_\_\_\_\_  
Gbeke M. Awala Pro Se

No. 82074-054  
Federal Detention Center  
P.O. Box 562

ViewAllTransCombined

Page 1 of 2

## All Transactions



<b>Inmate Reg #:</b>	82074054	<b>Current Institution:</b>	Philadelphia FDC
<b>Inmate Name:</b>	AWALA, GBEKE	<b>Housing Unit:</b>	6 SOUTH
<b>Report Date:</b>	05/19/2006	<b>Living Quarters:</b>	F03-628L
<b>Report Time:</b>	12:19:44 PM		

<u>Date/Time</u>	<u>User Id</u>	<u>Transaction Type</u>	<u>Amount</u>	<u>Ref#</u>	<u>Payment#</u>	<u>Balance</u>
5/15/2006 2:07:05 AM	AMSERVICE	Photo Copies	(\$4.10)	FPHLD129		\$43.10
5/15/2006 2:07:05 AM	AMSERVICE	Debt Encumbrance - Released	\$1.00	FPHLD129 - 1090		
5/15/2006 2:07:05 AM	AMSERVICE	Debt Encumbrance - Released	\$3.10	FPHLD129 - 974		
5/14/2006 5:14:08 PM	AMSERVICE	Debt Encumbrance	(\$15.00)	FPHLD135 - 1091		
5/14/2006 5:14:08 PM	AMSERVICE	Debt Encumbrance	(\$1.00)	FPHLD129 - 1090		
5/14/2006 5:14:08 PM	AMSERVICE	Debt Encumbrance	(\$8.00)	FPHLD214 - 1089		
5/14/2006 5:14:08 PM	AMSERVICE	Debt Encumbrance	(\$8.00)	FPHLD162 - 1088		
5/14/2006 5:14:08 PM	AMSERVICE	Debt Encumbrance	(\$8.00)	FPHLD159 - 1087		
5/14/2006 5:14:08 PM	AMSERVICE	Western Union	\$40.00	33316206		\$47.20
5/9/2006 12:30:28 PM	PHL7239	Photo Copies	(\$1.70)	JV0036		\$7.20
5/9/2006 12:28:48 PM	PHL7239	Photo Copies	(\$0.20)	JV0036		\$8.90
5/3/2006 2:09:50 PM	PHL7239	Photo Copies	(\$0.30)	JV0036		\$9.10
5/3/2006 1:57:57 PM	PHL7239	Photo Copies	(\$3.70)	JV0036		\$9.40
5/1/2006 2:07:47 AM	AMSERVICE	PLRA Payment	(\$20.00)	FPHLD159	D717	\$13.10
5/1/2006 2:07:47 AM	AMSERVICE	PLRA Payment	(\$20.00)	FPHLD162	D716	\$33.10
5/1/2006 2:07:47 AM	AMSERVICE	PLRA Payment	(\$10.00)	FPHLD214	D715	\$53.10
5/1/2006 2:07:47 AM	AMSERVICE	Debt Encumbrance - Released	\$10.00	FPHLD214 - 969		
5/1/2006 2:07:47 AM	AMSERVICE	Debt Encumbrance - Released	\$10.00	FPHLD162 - 968		
5/1/2006 2:07:47 AM	AMSERVICE	Debt Encumbrance - Released	\$10.00	FPHLD159 - 967		
5/1/2006 2:07:47 AM	AMSERVICE	Debt Encumbrance - Released	\$10.00	FPHLD214 - 935		
5/1/2006 2:07:47 AM	AMSERVICE	Debt Encumbrance - Released	\$10.00	FPHLD162 - 934		
5/1/2006 2:07:47 AM	AMSERVICE	Debt Encumbrance - Released	\$10.00	FPHLD159 - 933		
4/24/2006 9:57:28 AM	PHL7239	Court Fees	\$0.00			\$63.10
4/24/2006 9:56:42 AM	PHL7239	Court Fees	\$0.00			\$63.10
4/21/2006 2:07:03 AM	AMSERVICE	Photo Copies	(\$4.80)	FPHLD122		\$63.10
4/21/2006 2:07:03 AM	AMSERVICE	Photo Copies	(\$8.40)	FPHLD107		\$67.90
4/21/2006 2:07:03 AM	AMSERVICE	Inmate Co-pay	(\$2.00)	FICD0206		\$76.30
4/21/2006 2:07:03 AM	AMSERVICE	Photo Copies	(\$5.60)	FPHLD096		\$78.30
4/21/2006 2:07:03 AM	AMSERVICE	Debt Encumbrance - Released	\$4.80	FPHLD122 - 973		
4/21/2006 2:07:03 AM	AMSERVICE	Debt Encumbrance - Released	\$8.40	FPHLD107 - 972		
4/21/2006 2:07:03 AM	AMSERVICE	Debt Encumbrance - Released	\$2.00	FICD0206 - 971		
4/21/2006 2:07:03 AM	AMSERVICE	Debt Encumbrance - Released	\$1.70	FPHLD096 - 970		
4/21/2006 2:07:03 AM	AMSERVICE	Debt Encumbrance - Released	\$3.90	FPHLD096 - 938		
4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$3.10)	FPHLD129 - 974		
4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$4.80)	FPHLD122 - 973		
4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$8.40)	FPHLD107 - 972		
4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$2.00)	FICD0206 - 971		
4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$1.70)	FPHLD096 - 970		
				FPHLD214 -		

ViewAllTransCombined

Page 2 of 2

4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$10.00)	969	
4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$10.00)	FPHLD162 - 968	
4/20/2006 1:12:35 PM	AMSERVICE	Debt Encumbrance	(\$10.00)	FPHLD159 - 967	
4/20/2006 1:12:35 PM	AMSERVICE	Western Union	\$50.00	33314506	\$83.90
4/18/2006 8:15:17 AM	PHL5518	Sales	\$0.00	9	\$33.90
4/14/2006 2:07:07 AM	AMSERVICE	Photo Copies	(\$6.30)	FPHLD090	\$33.90
4/14/2006 2:07:07 AM	AMSERVICE	Photo Copies	(\$21.20)	FPHLD089	\$40.20
4/14/2006 2:07:07 AM	AMSERVICE	Debt Encumbrance - Released	\$6.30	FPHLD090 - 937	
4/14/2006 2:07:07 AM	AMSERVICE	Debt Encumbrance - Released	\$9.80	FPHLD089 - 936	
4/14/2006 2:07:07 AM	AMSERVICE	Debt Encumbrance - Released	\$11.40	FPHLD089 - 603	
4/13/2006 5:15:09 PM	AMSERVICE	Debt Encumbrance	(\$3.90)	FPHLD096 - 938	
4/13/2006 5:15:09 PM	AMSERVICE	Debt Encumbrance	(\$6.30)	FPHLD090 - 937	

1 2 3

Gbeke Michaela Awala Pro Se  
No. 82074-054  
Federal Detention Center  
P.O. box 562  
Philadelphia, PA 19105

Legal Mail:

Office of the Clerk  
United States District Court  
for the District of Delaware  
844 N. King Street, Lockbox 18  
Wilmington, DE 19801

U.S.  
X



1960143519-89 0012

